

Chapter 167

FIRE PREVENTION

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§ 167-50. Sale, possession or display of fireworks

[HISTORY: Adopted by the Town Meeting of the Town of Hampton as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Fire Department — See Ch. 163.
Hampton Falls Fire Dispatch — See Ch. 212.

Alarm systems — See Ch. 542.
Fire prevention — See Ch. 602.

ARTICLE I

Town Meeting Votes

[This article sets forth in chronological order certain warrant articles and election questions, which the Town requested, be included in the Code. This information is provided for reference purposes only.]

Firewards to Establish

Voted that the firewards be directed to establish proper regulations respecting the prevention of fires and the removal of combustibles from any building or place, and provide penalties for any breach thereof.

Voted under the warrant for the Special Town Meeting of July 18, 1921. See pages 13 and 14 of the Annual Town Report.

Regulations Established

To see what action the Town will take on the following items:

- A. **AUTHORITY TO ENTER PREMISES.** The Chief of the Fire Department or any member of the fire department designated by him as an inspector may, at all reasonable hours, enter any building or premises for the purpose of making any inspection.

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- B. Whenever any such officer or member shall find in any building or upon any premises or other place, combustible or explosive matter or dangerous accumulation of rubbish or unnecessary accumulation of waste paper, boxes, shavings, or other highly flammable materials, and so situated as to endanger property, or shall find obstructions to or on fire escapes, stairs, passageways, doors or windows, liable to interfere with the operation of the fire department, or egress of the occupants, in case of fire, he shall order the same to be removed or remedied.
- C. Chimneys shall extend at least three feet above the highest point at which they come in contact with a roof of the building and at least two feet higher than any ridge within ten feet of such chimney. They shall be properly capped.
- D. SMOKE PIPES. Smoke pipes shall enter the side of chimneys through a fire clay or metal thimble or flue-ring of masonry. No smoke pipe shall pass through a floor, nor through a roof unless such roof is of fireproof construction or of semi-fireproof construction.
- E. FIREWORKS. A permit from the Chief of the Fire Department is required for the sale and storage of fireworks. Definition. The term "fireworks" as used in the article refers to firecrackers, rockets, torpedoes, roman candles, toy pistols, toy cannons, detonating canes, blank cartridges and other devices designated and intended for pyrotechnic display.
- F. BONFIRES. No person shall burn or cause to be burned any trash, lumber, leaves, straw or any other combustible material in any street, alley, or vacant lot, without a permit from the Chief of the Fire Department, when such burning shall be done in screened metallic receptacles approved by him and under such proper safeguards as he may direct.

Article 20 of the warrant for the Annual Town Meeting of March 12, 1935, was moved and seconded.

Amendment was voted to retract A and B and substitute "That inspections be for fire nuisances and fire hazards only." Amendment was voted "to include all public buildings, hotels and places of amusement."

Amendment was voted to have Item C come under the building code and to be added to that ordinance.

Motion was voted under Item D to adopt this item and have it inserted in the Town ordinances. Amendment was made to Item D "To have this item agreeable and satisfactory to fire inspector."

The original motion was then voted.

Item E motion to adopt was voted. Item F motion to adopt this item and have inserted "When feasible." was voted. See pages 8, 9, 24 and 25 of the Annual Town Report of 1936.

Fire Prevention Code Adopted

To place the following question before the voters as provided in RSA Chapter 156-A "Are you in favor of the adoption of the Fire Prevention Code (1970 Edition) as proposed by the Planning Board?"

Article 21 of the warrant for the Annual Town Meeting was voted by ballot: Yes 1192, No 310. See pages 31 and 73 of the Annual Town Report.

Master Fire Alarm Box Fees

Shall the Town of Hampton impose a one-time connection fee of \$200 for a new installation of a master fire alarm box and impose an annual fee of \$125 for maintaining a master fire alarm box, which is connected to the Hampton Municipal Fire Alarm System? The Board of Selectmen shall be authorized to adjust the rates annually based upon the recommendation of the Fire Chief.

Results of Balloting on March 12, 2002: Yes 1,863, No 599. Article 36 passed.

ARTICLE II

Fire Prevention Code

[Adopted 3-9-1971 (Ch. 6, Art. 1, of the Code of Ordinances)]

§ 167-1. Adoption of Fire Prevention Code. [Amended 3-12-1988; March 1992]

There is hereby adopted by the Town of Hampton, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the "Fire Prevention Code" recommended by the BOCA National Fire Prevention Code, thereof and the whole thereof, of which code not fewer than three copies have been and now are filed in the office of the Clerk of the Town of Hampton, and the same is hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this article shall take effect, the provisions thereof shall be controlling within the limits of the Town of Hampton.

§ 167-2. Bureau of Fire Prevention.

- A. The Fire Prevention Code and the Life Safety Code shall be enforced by the Bureau of Fire Prevention in the Fire Department of the Town of Hampton which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department, who shall appoint the head of the Bureau to be known as the "Fire Prevention Officer." [Amended 3-18-1989 by Art. 32]
- B. The Chief of the Fire Department may detail such members of the Fire Department as inspectors as shall from time to time be necessary.
- C. A report of the Bureau of Fire Prevention shall be made annually and transmitted to the Chief of the Fire Department; it shall contain all proceedings under this code, with such statistics as the Chief of the Fire Department may wish to include therein; the Chief of the Fire Department shall also recommend any amendments to the code which, in his judgment, shall be desirable.

§ 167-3. Word usage.

- A. Wherever the word "Municipality" is used in the Fire Prevention Code, it shall be held to mean the Town of Hampton.
- B. Wherever the term "Corporation Counsel" is used in the Fire Prevention Code, it shall be held to mean the Attorney for the Town of Hampton.

- C. Wherever the words “Chief of the Bureau of Fire Prevention” are used in the Fire Prevention Code, they shall be held to mean the Fire Prevention Officer. **[Amended 3-18-1989 by Art. 32]**

§ 167-4. Storage of explosives and blasting agents.

The limits referred to in the Fire Prevention Code in which storage of explosives and blasting agents is prohibited are hereby established as follows: all of the Town of Hampton except those areas referred to in the Zoning Ordinance as General District and Industrial District.

§ 167-5. Storage of flammable liquids in outside aboveground tanks.

The limits referred to in the Fire Prevention Code in which storage of flammable liquids in outside aboveground tanks is prohibited are hereby established as follows: all of the Town of Hampton except those areas referred to in the Zoning Ordinance as General District and Industrial District.

§ 167-6. Bulk storage of liquefied petroleum gas.

The limits referred to in the Fire Prevention Code in which bulk storage of liquefied petroleum gas is restricted are hereby established as follows: all of the Town of Hampton except those areas referred to in the Zoning Ordinance as General District and Industrial District.

§ 167-7. Modifications. [Amended 3-18-1989 by Art. 32]

The Chief of the Fire Department shall have power to modify any of the provisions of the Fire Prevention Code or the Life Safety Code upon application in writing by the owner or lessee, or his duly appointed agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Chief of the Fire Department thereon shall be entered upon the records of the Department and a signed copy shall be furnished the applicant.

§ 167-8. Appeals.

Whenever the Chief of the Fire Department shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire Department to the Town Manager within 30 days from the date of the decision appealed.

§ 167-9. New materials, processes or occupancies, which require permits.

The Town Manager and the Chief of the Fire Department shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies which shall require permits, in addition to those now enumerated in said code. The Chief of the Fire Department shall post such list in a conspicuous place in his office and distribute copies thereof to interested persons.

§ 167-10. Violations and penalties.

- A. Any person who shall violate any of the provisions of the code hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the Town Manager or by a court of competent jurisdiction within the time fixed herein, shall severally for each and every such violation and noncompliance respectively be guilty of a misdemeanor, punishable by a fine of not less than \$50. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue, and all such persons shall be required to correct or remedy such violations or defects within a reasonable time, and when not otherwise specified, each 10 days that prohibited conditions are maintained shall constitute a separate offense.
- B. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

§ 167-11. Repealer.

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this article or of the code hereby adopted are hereby repealed.

§ 167-12. Severability.

The Town of Hampton hereby declares that should any section, paragraph, sentence, or word of this article or of the code hereby adopted be declared for any reason to be invalid, it is the intent of the Town of Hampton that it would have passed all other portions of this article independent of the elimination herefrom of any such portion as may be declared invalid.

§ 167-13. When effective.

This article shall take effect and be in force from and after its approval as required by law.

ARTICLE III**Fire Detection/Suppression System; Sprinkler/Standpipe Systems
[Adopted 3-18-1989 by Art. 35 (Ch. 6, Art. 5, of the Code of Ordinances)]**

Minimum requirements for the installation of a master fire alarm box, automatic fire alarm detection system or auxiliary system in the Town of Hampton.

§ 167-14. Application to be submitted.

A fire alarm application form (FP89/01AA) and a copy of fire system layout, riser diagram, point to point diagram, battery calculations and cut sheets on all devices and equipment as well as a floor plan showing all alarm devices, location of master box, panel and annunciator(s) must be submitted to the Fire Department for acceptance and a permit shall be obtained prior to the start of the installation. Additions and modifications to existing systems will require a new application and submittal.

§ 167-15. General requirements.

- A. The entire installation, including all material to be connected to the municipal fire alarm circuit, shall be new, furnished and installed by the owner of the property, fully maintained by the owner for as long as the equipment is connected to the municipal fire alarm circuit, and installed in accordance with NFPA 1221, 13A, 70, 72A, B, C, D, E, F, G and H, 90A, 101 and BOCA.
- B. In the event that trouble or faults develop in any part of the private system, it shall be the prerogative of the Fire Department to disconnect any part or all of the private system from the municipal circuit. In the event such action has to be taken, the owner or agents of the property shall be immediately notified, provided that they have furnished the Fire Department with proper names, addresses and telephone numbers where they can be reached.

§ 167-16. Master box.

- A. The master box shall have the following features: new, local energy type, located outside of the protected building, in a location that is easily accessible, Hampton type lock with brass key or Gamewell lock and key No. 25460, one-half-second timing, Code wheel/Gamewell brass or stainless steel.
- B. Master box location shall be approved by the Fire Prevention Officer or Superintendent of Fire Alarm.
- C. The box shall be kept covered or “bagged” at all times until the final test is made and it is connected to the municipal circuit.
- D. Master boxes shall not activate internal alarm systems.

§ 167-17. Internal wiring.

- A. Wiring shall conform to the requirements of the National Electrical Code NFPA 70 Standard Nos. 72 and 1221.
- B. Wiring from the control panel to the master box shall be solid copper, minimum No. 14 AWG, rated at 600 volts and installed in conduit or approved tubing.
- C. All wiring beyond the control panel shall be of the approved Standard 105 C minimum No. 16/2 solid copper. Any wiring that may be subject to physical damage after installation shall be enclosed in conduit or approved tubing.
- D. Wiring for tamper switches, flow switches or other related devices for sprinkler systems and subject to physical damage shall be enclosed in conduit or approved tubing.
- E. Flow or pressure devices shall not be connected on the same zone as control valves.
- F. Under no condition shall low-voltage wiring be run in the same conduit as high-voltage wiring.
- G. Wire installation shall be inspected by the Superintendent of Fire Alarm during construction.

§ 167-18. External wiring.

- A. Aerial.
 - (1) The contractor shall bring two No. 14 AWG solid copper wires from the master box to a point on the outside of the building designated by the Fire Alarm Superintendent.
 - (2) Wires shall be enclosed in rigid conduit and shall be brought 16 feet above ground level through an appropriate weatherhead.
 - (3) Three feet of wire shall be left extending from weatherhead.
 - (4) A standoff shall be securely fastened to the building next to the weatherhead.
- B. Underground.
 - (1) Conduit, galvanized or PUC, of no less than one inch in diameter shall be installed from the master box to the nearest utility pole at point of entry.
 - (2) Conduit shall be buried at a minimum depth of 18 inches.
 - (3) Conduit shall be brought up the pole from ground level to a minimum height of two feet above telephone and shall terminate with an appropriate weatherhead.
 - (4) A four-conductor No. 14 AWG solid copper IMSA duct cable shall be pulled through the conduit and extend three feet past the weatherhead.

§ 167-19. Grounding.

- A. The master box shall be grounded to a copperhead ground rod, not less than 1/2 inch in diameter, and driven eight feet into the soil.
- B. A box connecting rod or a No. 12 AWG solid copper wire, enclosed in conduit, shall be used to connect the ground terminal of the master box to the ground rod.
- C. Resistance of a ground connection shall not exceed 25 ohms 100.

§ 167-20. Box light.

A box light (red globe - clear bulb) shall be mounted above the master box in an approved weathertight receptacle. This light shall not be on a switch unless it is connected to a night light circuit timer that is automatically turned on at night for all night.

§ 167-21. Control panel.

- A. Control panel shall be installed in compliance with the requirements set forth by NFPA Standard No. 72 A, B, C, D and/or E. Location shall be approved by the Fire Prevention Officer or Superintendent of Fire Alarm.
- B. Primary power for the panel shall be provided by its own separate circuit. Circuit shall be clearly marked in red as "Fire Alarm" next to the breaker and the breaker shall be equipped with a lock to prevent accidental shutoff.
- C. Panel shall not be installed in an area where the temperature could drop below 40° F. unless a heat source is provided.
- D. All zones shall be equipped with a "zone disconnect" switch. When zone is disconnected, it shall not prevent the resounding of subsequent alarms if another zone should alarm (ring back feature).
- E. All zones shall be equipped with "Alarm verification" feature.
- F. Fire alarm zones shall protect a maximum of 10,000 square feet.
- G. Each zone shall be clearly marked, on an engraved plate securely fastened to the panel, showing the location of the originating signal.
- H. Panel "city box disconnect" shall be rendered nonfunctional.
- I. Panel lock shall accept Gamewell, Simplex or FCI key.

§ 167-22. Local energy system.

- A. The system shall be so designed that accidental loss of operating current will not operate the tripping mechanism of the master box.
- B. Backup batteries shall be the secondary storage type battery and provide 60 hours of secondary power.
- C. System shall have built in provisions for trickle-charge and fast-charge on the battery cabinet.
- D. Use of primary or dry cell batteries is not acceptable.

§ 167-23. Compatibility.

All auxiliary and/or alarm initiating devices utilized in the system shall be approved and recommended (compatible) for use with the installed control panel.

§ 167-24. Electrical boxes.

All devices shall be installed in an approved electrical box.

§ 167-25. Pull stations.

- A. Pull stations installed within the protected premises and attached to the automatic fire alarm system shall be:
 - (1) Double action type.
 - (2) Of an approved type and bear the label of Underwriters' Laboratories, Inc.
 - (3) Installed and spaced in accordance with Standard No. 72 of the NFPA and the recommendations of the Hampton Fire Department.
 - (4) Painted red and have the instructions for operation clearly shown on the face of the station.
- B. No pull station shall be considered as acceptable if it requires the replacement of a frangible disc, glass rod or any other such device upon which the station is dependent for resetting. This is not meant to rule out the use of glass rods or other attachments to the station with the intent of deterring false alarms. All glass rods shall be in place before the final acceptance test.
- C. Pull stations shall be arranged in a manner that allows access to the interior of the station, for testing or resetting purposes, by use of a screwdriver, key or allen wrench. A sufficient number of such keys or allen wrenches shall be provided to the Fire Department to be kept in the FACP prior to acceptance of the system.

§ 167-26. Detectors.

- A. All detection devices shall be approved and labeled “Underwriters' Lab”. They shall be installed and spaced according to the recommendations of the manufacturer and NFPA Standard No. 72E
- B. “Combination/rate of rise” as well as “fixed temperature” heat detectors are both approved for use, depending on the occupancy. The Fire Department shall make recommendations as plans are submitted.
- C. The use of smoke detectors is both acceptable and desirable in some occupancies. Smoke detectors shall display an alarm light when activated and light must stay lit until panel has been reset. The Fire Department shall make recommendations as plans are submitted.
- D. No smoke detectors shall be installed in an area where construction is still in progress or in an area where dust could present a problem unless said detectors are properly covered and protected.
- E. Remote test/reset for duct smoke detectors is required and shall be located in the fire alarm control panel and properly labeled.
- F. A duct smoke detector shall be on its own zone.

§ 167-27. Annunciator.

A remote annunciator shall:

- A. Be installed at a location designated by the Fire Department.
- B. Be of the “backlit” type with sufficient brilliance to be seen in normal direct sunlight (no LEDs).
- C. Be predominantly painted red.
- D. Have the zones clearly labeled, in plain English, indicating the location of the alarm (no zone numbers).
- E. Have acceptable annunciator labelling (backlit painted window letters; no dymo labels).
- F. Be equipped with a visible and audible system trouble. The trouble silence switch shall be in the fire alarm control panel only.

§ 167-28. Graphic annunciator.

- A. A graphic annunciator shall:
 - (1) Be required on all buildings of unusual design or with floor space in excess of 20,000 square feet or all multi-building systems.
 - (2) Show the building(s) in phase with the viewer and shall indicate in red to the viewer “You Are Here”.
 - (3) Have building outlines shown in “triple thick” black. Building rooms, corridors, etc., shall be shown “double thick”; doors and windows shall be shown “single thick”.

Extraneous building details shall be eliminated to provide a clear and concise plan of the building layout depicting only relevant details.

- (4) Have all main corridors and points of egress clearly indicated.
 - (5) Have all fire alarm and Fire Department control devices and locations shown with red symbols and identification.
 - (6) Have zone boundaries shown, if applicable, using a red dashline.
 - (7) Have permanent "hazard materials" storage locations noted in red.
- B. Annunciator panel detail plan and drawing shall be submitted to the Fire Department for approval before installation.

§ 167-29. Audio/visual devices.

- A. All A/V devices shall be installed to provide proper decibel output for that occupancy. Decibel readings shall be a minimum of 15 decibels above ambient noise.
- B. All A/V devices shall be of the "slow whoop speaker" type, be painted red and labeled "Fire."

§ 167-30. Mini horns.

- A. All residential units shall be equipped with a mini horn.
- B. Mini horns shall have the word "Fire" on an engraved plate securely fastened to it. The engraved plate shall have white letters on a red background.
- C. Mini horns shall be installed to provide approximately 75 decibels of sound in each sleeping area.

§ 167-31. Waterflow devices.

Waterflow devices must have an approved retard device to prevent false signals to the master box. They shall be set so alarm will sound 30 seconds after the activation of the sprinkler system.

§ 167-32. Tamper devices.

- A. All tamper devices shall be tied in to the alarm side of the control panel unless other arrangements have been made by the Fire Alarm Superintendent or Fire Prevention Officer.
- B. Tamper switches shall have their own zone.

§ 167-33. Connection to municipal circuit.

The Fire Alarm Division of the Hampton Fire Department shall make all connections to the municipal circuit. All costs for material and labor shall be billed to the owner by the Town of Hampton.

§ 167-34. Security.

In order to provide a reasonable level of security to the master box and control panel, the owner must surrender all keys for the system to the Hampton Fire Department upon completion of installation. The Hampton Fire Department maintains a Knox-Box depository system. Details will be made available by the Bureau of Fire Prevention.

§ 167-35. Testing.

- A. A fire alarm system certification and description (Form 2-L) must be filled out and presented to the Hampton Fire Department upon completion of the installation and prior to acceptance test.
- B. Approval and acceptance of the system is based on a complete 100% test performed by the installer in the presence of a fire official. The installer shall also provide all test equipment required to fully test each device on the system.
- C. The fire alarm system shall be 100% ready before notification is given to the Fire Department. Should any part of the system fail, testing will cease and a new test will have to be rescheduled. After installation, the master box shall be tested no less than twice each year by the Hampton Fire Department.

§ 167-36. Responsibility.

- A. The master box and internal system shall remain the owner's responsibility for upkeep, maintenance and repair.
- B. As required by BOCA/NFPC, the owner or his representative shall have all fire protection systems inspected and tested at least once each year. (See Form 2-M.)
- C. The Hampton Fire Department reserves the right to disconnect service to the master box at any time for noncompliance with Hampton Fire Department rules and regulations.
- D. The Hampton Fire Department will have personnel available on a normal workday to plug out and reset the master box during system maintenance and/or testing periods, provided that the Department is notified 24 hours in advance.

§ 167-37. Sprinkler/standpipe systems.

Minimum requirements for the installation of an automatic sprinkler and/or standpipe system in the Town of Hampton.

- A. Application. A sprinkler application form (FP89/01SA) shall be submitted along with all information as outlined on the application form. Additions and modifications to existing systems will require a new application and submittal.
- B. General. A set of hydraulic calculations, floor plans and specification sheet on all control valves (os&y), alarm valves, Fire Department connection, pressure alarm switch, water flow switch, tamper switch and backflow preventers must be submitted with the application. Permit fees shall be in accordance with fees set by the Board of Selectmen following a public hearing in accordance with the provisions of RSA 41:9-a as previously accepted by the Town Meeting, payable to the Town of Hampton, must be submitted with the application. All sprinklered buildings shall conform to Town of Hampton's Zoning Ordinance, Article XI, Section 11.4. **[Amended 3-10-2015 Art. 31 ballot vote Yes 1944, No 440]**
- C. Fire Department connection.
 - (1) Hampton Fire Department connection (two 2 1/2 connections) must be supplied with all standpipe and sprinkler systems. In buildings over 30,000 square feet, a four-inch connection shall be added.
 - (2) Connection shall be unobstructed for a minimum of five feet in all directions.
 - (3) Connection must be in front of the building within 25 feet of fire apparatus access and shown on the site plan.
 - (4) Connection threads must be National Standard.
- D. Water control valves.
 - (1) All control valves shall be listed and of the indicating type.
 - (2) Control valves shall be electrically supervised (tamper switch).
 - (3) No shutoff valves on alarm devices.
 - (4) Main sprinkler riser and control valve shall be directly accessible through an exterior door.
 - (5) PIV or a wall indicator valve shall be used if building construction does not allow direct access to the control valve.
 - (6) All valves and controls in the sprinkler system shall have permanent tags indicating their purpose.
- E. Standpipes.
 - (1) All standpipe systems must be installed to a minimum of 500 gpm for the first standpipe plus 250 gpm for each additional standpipe.
 - (2) Standpipes must have 65 psi residual pressure at the top with 500 gpm.

- (3) All standpipe hose outlets must have a two-and-one-half-inch National Standard thread by one-and-one-half-inch iron pipe thread reducer with cap and chain.

F. Devices.

- (1) All sprinkler and standpipe risers shall have retarded water flow and/or water pressure devices capable of being set to thirty-second retard and connected to the fire alarm system.
- (2) Tamper switches shall be connected to the fire alarm system.
- (3) A dry system air compressor shall be connected to its own breaker switch and the breaker switch shall be equipped with a lock.

G. Testing.

- (1) A contractor's material and test certificate for aboveground piping (Form 2-J) and for underground piping (Form 2-L) must be presented to the Bureau of Fire Prevention prior to inspection.
- (2) The fire alarm, standpipe and sprinkler systems shall be 100% complete and no work shall be ongoing at the time of the inspection. The 100% inspection certificate shall be available to the fire official before the inspection/test starts.
- (3) A minimum of two persons from the installing companies shall be present to perform the equipment tests. At least one of the persons shall have been directly involved with the installation and familiar with the system.
- (4) If the building is occupied at the time of inspection, all occupants shall be notified of the inspection prior to the arrival of the Fire Department.
- (5) All wet systems shall be hydrostatically tested as outlined by NFPA 13. Hydrostatic test shall be witnessed by a fire official.
- (6) All dry systems shall be both hydrostatically and air tested. Tests shall be witnessed by a fire official.
- (7) Sprinklers, standpipes and pumps must be tested by the installer with the Hampton Fire Department representative present at the time of inspection of the fire alarm system. All necessary equipment for the testing of the systems shall be provided by the installer.

§ 167-38. Violations and penalties.

Any person, owner or company violating any of the provisions of this article or failing to comply with any order issued pursuant to any section thereunder or any certificate or permit issued thereunder shall be charged with a violation and upon conviction thereof shall be liable to a penalty of not more than \$100 as provided in the appropriate court for each offense. Each day that the violation continues, after a notice of violation is issued, shall be deemed a separate offense.

ARTICLE IV**Lock Boxes**

[Adopted 3-18-1989 by Art. 33 (Ch. 6, Art. 6, of the Code of Ordinances)]

§ 167-39. Lock box required.

All buildings of assembly, mercantile, business, educational, storage, health care, industrial and multi-residential buildings with common exits, which are protected by an automatic fire detection and/or suppression system, shall have a key depository lock box installed and paid for by the property owner. Type and location shall be approved by the code official.

§ 167-40. Violations and penalties.

Any person, owner or management violating the provisions of this article or failing to comply with any order issued pursuant to this article shall be charged with a violation and upon conviction thereof shall be liable to a penalty of not more than \$100 as provided in the appropriate court for each offense. Each day that the violation continues, after a notice of violation is issued, shall be deemed a separate offense.

ARTICLE V**Licensed Fire Protection Engineer**

[Added 3-18-1989 by Art. 34 (Ch. 6, Art. 7, of the Code of Ordinances)]

§ 167-41. Review of plans or construction.

When in his opinion it is deemed necessary, the head of the Bureau of Fire Prevention may require that:

- A. Proposed building construction plans bear the seal of a licensed fire protection engineer indicating that a total life safety and fire protection system design has been incorporated into the proposed building; or
- B. A licensed fire protection engineer of the Town's choosing be hired to review all construction aspects pertaining to life safety and fire protection. All costs incurred for these services shall be reimbursed to the Town by the property owner.

§ 167-42. Self-service dispensing nozzles.

A hose nozzle valve used for dispensing Class I or Class II liquids, as defined in the Fire Prevention Code, from a self-service dispenser shall be manually held open without a latch-open device during the dispensing operation.

ARTICLE VI**Gasoline Dispensing Nozzles**

[Adopted 3-17-1990 by Art. 35 (Ch. 6, Art. 8, of the Code of Ordinances)]

§ 167-43. Marine service station.

Dispensing nozzle used at marine service stations for the dispensing of said Class I or Class II liquids shall be of the automatic-closing type without a latch-open device. This shall apply to self-service and attendant-operated dispensers.

§ 167-44. Violations and penalties.

Any person, owner or company violating any of the provisions of this article or failing to comply with any order issued pursuant to any section thereunder or any certificate or permit issued thereunder shall be charged with a violation and upon conviction thereof shall be liable to a penalty of not more than \$100 as provided in the appropriate court for each offense. Each day that the violations continue, after a notice of violation is issued, shall be deemed a separate offense.

ARTICLE VII**Automatic Telephone Dialers/Fire Alarm**

[Adopted 3-21-1992 by Art. 43 (Ch. 6, Art. 2, of the Code of Ordinances)]

§ 167-45. Definitions.

As used in this article, the following terms shall have the meanings indicated:

AUTOMATIC TELEPHONE DIALER — Private fire protection/alarm equipment arranged to automatically transmit a signal to the Fire Department over commercial telephone facilities.

FIRE PROTECTION/ALARM SYSTEM — Any assembly of equipment and/or devices which, with or without human involvement, is reasonably calculated to notify either police or fire officials and lead them to believe that there is a situation requiring their urgent attention.

MECHANICAL PROTECTION DEVICE — An electrically operated instrument composed of sensory apparatus and related hardware which automatically sends over regular telephone lines, by direct communication or otherwise, a prerecorded voice alarm upon receipt of a stimulus from the sensory apparatus that has detected a condition inherently characteristic of a fire or do not take any other action in this manner.

OWNER — Any person who, alone or jointly or severally with others, shall have legal title to any building, structure or premises with or without accompanying actual possession thereof.

UNFOUNDED EMERGENCY CALL — Any response by police or fire officials to the activation of a fire protection/alarm system when no objective indication of a situation requiring their urgent attention is found by the responding police or fire officials.

§ 167-46. Prohibited devices.

It shall be unlawful to install a mechanical protection device that is automatically keyed to and/or activates the telephone (numbers) lines controlled by and/or listed to the Hampton Fire Department. All such existing devices installed prior to the effective date of this article shall be removed within 60 days from the date of passage of this article.

§ 167-47. Permissible unfounded emergency calls.

The owner of any premises served by a fire protection/alarm system shall be permitted the following number of unfounded emergency calls prior to the imposition of a service charge:

- A. Unfounded emergency calls to the fire official if the alarm system has been properly inspected/serviced within one year of the alarms and a copy of the inspection report has been filed with the Fire Department by the owner: two calls per six-calendar-month period (January to June, July to December, inclusive).
- B. Unfounded emergency calls to the fire official if the alarm system has not been properly inspected/serviced or filed with the Fire Department by the owner within one year of the alarms: one call per six-month period (January to June or July to December, inclusive).

§ 167-48. Service charge.

The owner of any premises served by a fire protection/alarm system shall be obligated to pay a service charge to the Town of Hampton for all unfounded emergency calls to that premises in excess of the number of calls permitted by this article. This service charge shall be in the amount of \$25 per unfounded emergency call to the fire officials as outlined in § 167-47A or the amount of \$150 per unfounded emergency call to fire officials as outlined in § 167-47B. Said charge is to be paid within 30 days of billing. Payment shall be made to the Town of Hampton.

§ 167-49. Violations and penalties.

Any person, firm or corporation violating the provisions of this article shall be liable to a penalty of not more than \$100 for each offense. Each day of violation shall be considered a separate offense.

ARTICLE VIII**Fireworks**

[Adopted 3-21-1992 by Art. 44; amended 3-20-1993 by Art. 30 (Ch. 6, Art. 9, of the Code of Ordinances)]

§ 167-50. Sale, possession or display of fireworks.

The sale, possession or display of fireworks is prohibited in the Town of Hampton, except for display as permitted under RSA 160-B:7.